

United States District Court

DISTRICT OF Massachusetts

APPLICATION TO PROCEED IN FORMA PAUPERIS, SUPPORTING DOCUMENTATION AND ORDER

CASE NUMBER:

I, John A. Smith, declare that I am the (check appropriate box)☐ petitioner/plaintiff☒ movant (filing 28 U.S.C. 2255 motion)☐ respondent/defendant☐

other

in the above-entitled proceeding; that, in support of my request to proceed without being required to prepay fees, cost or give security therefor, I state that because of my poverty, I am unable to pay the costs of said proceeding or give security therefor; that I believe I am entitled to relief. The nature of my action, defense, or other proceeding or the issues I intend to present on appeal are briefly stated as follows:

In further support of this application, I answer the following questions.

1. Are you presently employed? Yes ☐ No ☒
 - a. If the answer is "yes," state the amount of your salary or wages per month, and give the name and address of your employer. (list both gross and net salary)
 - b. If the answer is "no," state the date of last employment and the amount of the salary and wages per month which you received.
2. Have you received within the past twelve months any money from any of the following sources?
 - a. Business, profession or other form of self-employment Yes ☐ No ☒
 - b. Rent payments, interest or dividends? Yes ☐ No ☒
 - c. Pensions, annuities or life insurance payments? Yes ☐ No ☒
 - d. Gifts or inheritances? Yes ☐ No ☒
 - e. Any other sources? Yes ☐ No ☒

FD-240 Reverse

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months.

3. Do you own any cash, or do you have money in checking or savings accounts?

Yes ☒ No ☐ (Include any funds in prison accounts.)

If the answer is "yes," state the total value of the items owned. *Approx: 1,363*

Last twelve months Jose Ortiz

4. Do you own or have any interest in any real estate, stocks, bonds, notes, automobiles or other valuable property (excluding ordinary household furnishings and clothing)?

Yes ☐ No ☒

If the answer is "yes," describe the property and state its approximate value.

5. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on

8-29-08

(Date)

Jale Ortiz

Signature of Applicant

CERTIFICATE
(Prisoner Accounts Only)

I certify that the applicant named herein has the sum of \$ *1,803.32* on account to his credit at the *FCE LA TUNA Tamar account* institution where he is confined. I further certify that the applicant likewise has the following securities to his credit according to the records of said institution: *4/12*

I further certify that during the last 12 months the applicant's average balance was \$ *681.50*

[Signature]
Authorized Officer of Institution

ORDER OF COURT

The application is hereby denied

The application is hereby granted. Let the applicant proceed without prepayment of cost or fees or the necessity of giving security therefor.

United States Judge

Date

United States Judge
or Magistrate

Date

Inmate Inquiry



Inmate Reg #: 25694038 **Current Institution:** La Tuna FCI
Inmate Name: ORTIZ-PEREZ, JOSE **Housing Unit:** LAT-F-A
Report Date: 08/29/2008 **Living Quarters:** F03-112U
Report Time: 9:34:50 AM

[General Information](#) | [Account Balances](#) | [Commissary History](#) | [Commissary Restrictions](#) | [Comments](#)

General Information

Administrative Hold Indicator: No
No Power of Attorney: No
Never Waive NSF Fee: No
Max Allowed Deduction %: 100
PIN: 6872
PAC #: 304071963
FRP Participation Status: Participating
Arrived From: BRO
Transferred To:
Account Creation Date: 10/18/2007
Local Account Activation Date: 12/22/2007 3:33:07 AM

Sort Codes:
Last Account Update: 8/28/2008 12:38:08 PM
Account Status: Active
Phone Balance: \$0.22

FRP Plan Information

FRP Plan Type	Expected Amount	Expected Rate
Quarterly	\$50.00	0%

Account Balances

Account Balance: \$180.32
Pre-Release Balance: \$0.00
Debt Encumbrance: \$0.00
SPO Encumbrance: \$0.00
Other Encumbrances: \$0.00
Outstanding Negotiable Instruments: \$0.00
Administrative Hold Balance: \$0.00
Available Balance: \$180.32
National 6 Months Deposits: \$681.50
National 6 Months Withdrawals: \$502.00
National 6 Months Avg Daily Balance: \$58.20
Local Max. Balance - Prev. 30 Days: \$300.32
Average Balance - Prev. 30 Days: \$237.22

All Transactions



Inmate Reg #:	25694038	Current Institution:	La Tuna FCU
Inmate Name:	ORTIZ-PEREZ, JOSE	Housing Unit:	LAT-F-A
Report Date:	08/29/2008	Living Quarters:	F03-112C
Report Time:	9:41:26 AM		

Date/Time	Transaction Type	Amount	Ref#	Payment#	Balance
8/28/2008 12:38:08 PM	Phone Withdrawal	(\$5.00)	TFN0828		\$180.32
8/19/2008 2:46:16 PM	Phone Withdrawal	(\$3.00)	TFN0819		\$185.32
8/19/2008 10:36:10 AM	Phone Withdrawal	(\$2.00)	TFN0819		\$188.32
8/18/2008 6:28:12 PM	Phone Withdrawal	(\$10.00)	TFN0818		\$190.32
8/17/2008 6:00:55 AM	Phone Withdrawal	(\$22.00)	TFN0817		\$200.32
8/16/2008 12:36:29 PM	Phone Withdrawal	(\$10.00)	TFN0816		\$222.32
8/16/2008 6:01:12 AM	Phone Withdrawal	(\$15.00)	TFN0816		\$232.32
8/15/2008 11:47:15 AM	Phone Withdrawal	(\$3.00)	TFN0815		\$247.32
8/15/2008 8:33:14 AM	Phone Withdrawal	(\$5.00)	TFN0815		\$250.32
8/11/2008 7:36:49 PM	Phone Withdrawal	(\$5.00)	TFN0811		\$255.32
8/10/2008 2:24:26 PM	Phone Withdrawal	(\$2.00)	TFN0810		\$260.32
8/10/2008 7:51:51 AM	Phone Withdrawal	(\$3.00)	TFN0810		\$262.32
8/9/2008 6:34:38 AM	Phone Withdrawal	(\$5.00)	TFN0809		\$265.32
8/9/2008 6:20:57 AM	Phone Withdrawal	(\$10.00)	TFN0809		\$270.32
8/8/2008 10:10:37 PM	Phone Withdrawal	(\$4.00)	TFN0808		\$280.32
8/6/2008 7:33:23 PM	Phone Withdrawal	(\$3.00)	TFN0806		\$284.32
8/5/2008 5:09:54 PM	Phone Withdrawal	(\$3.00)	TFN0805		\$287.32
8/5/2008 10:31:03 AM	Phone Withdrawal	(\$2.00)	TFN0805		\$290.32
8/4/2008 8:32:52 AM	Phone Withdrawal	(\$2.00)	TFN0804		\$292.32
8/3/2008 10:05:20 PM	Phone Withdrawal	(\$3.00)	TFN0803		\$294.32
8/3/2008 12:28:53 PM	Phone Withdrawal	(\$3.00)	TFN0803		\$297.32
7/29/2008 6:34:26 PM	Phone Withdrawal	(\$2.00)	TFN0729		\$300.32
7/28/2008 7:05:04 PM	Western Union	\$300.00	33321608		\$302.32
7/28/2008 4:48:40 PM	Phone Withdrawal	(\$1.00)	TFN0728		\$2.32
7/27/2008 5:46:15 PM	Phone Withdrawal	(\$2.00)	TFN0727		\$3.32
7/24/2008 10:59:11 AM	Phone Withdrawal	(\$5.00)	TFN0724		\$5.32
7/23/2008 9:33:28 PM	Phone Withdrawal	(\$5.00)	TFN0723		\$10.32
7/23/2008 11:52:21 AM	Phone Withdrawal	(\$5.00)	TFN0723		\$15.32
7/22/2008 9:52:44 PM	Phone Withdrawal	(\$5.00)	TFN0722		\$20.32
7/21/2008 10:06:43 PM	Phone Withdrawal	(\$1.00)	TFN0721		\$25.32
7/21/2008 6:16:33 PM	Sales	(\$50.45)	49		\$26.32
7/20/2008 10:37:18 PM	Phone Withdrawal	(\$2.00)	TFN0720		\$76.77
7/19/2008 7:59:35 AM	Phone Withdrawal	(\$3.00)	TFN0719		\$78.77
7/18/2008 9:59:14 PM	Phone Withdrawal	(\$4.00)	TFN0718		\$81.77
7/15/2008 10:34:52 AM	Phone Withdrawal	(\$5.00)	TFN0715		\$85.77
7/14/2008 1:56:51 PM	Phone Withdrawal	(\$5.00)	TFN0714		\$90.77
7/14/2008 10:32:23 AM	Phone Withdrawal	(\$5.00)	TFN0714		\$95.77
7/12/2008 5:48:13 PM	Phone Withdrawal	(\$5.00)	TFN0712		\$100.77
7/12/2008 5:03:50 PM	Western Union	\$100.00	33320508		\$105.77
7/9/2008 9:32:20 AM	Payroll - IPP	\$5.25	HIPP0608		\$5.77
6/11/2008 6:27:47 AM	Phone Withdrawal	(\$5.00)	TFN0611		\$0.52
6/10/2008 2:53:22 PM	FRP Quarterly Pymt	\$0.00	H002075		\$5.52
6/10/2008 2:52:19 PM	Payroll - IPP	\$5.25	HIPP0508		\$5.52
5/24/2008 4:53:44 PM	Phone Withdrawal	(\$5.00)	TFN0524		\$0.27
5/21/2008 11:33:10 AM	Phone Withdrawal	(\$5.00)	TFN0521		\$5.27
5/17/2008 6:48:18 PM	Phone Withdrawal	(\$5.00)	TFN0517		\$10.27
5/17/2008 11:20:15 AM	Phone Withdrawal	(\$4.00)	TFN0517		\$15.27
5/15/2008 6:56:31 PM	Sales	(\$46.15)	111		\$19.27
5/15/2008 1:41:09 PM	Phone Withdrawal	(\$5.00)	TFN0515		\$65.42
5/14/2008 7:06:49 PM	Western Union	\$70.00	33316308		\$70.42

1 2 3

All Transactions



Inmate Reg #:	25694038	Current Institution:	La Tuna FCI
Inmate Name:	ORTIZ-PEREZ, JOSE	Housing Unit:	LAT-1-A
Report Date:	08/29/2008	Living Quarters:	F03-112U
Report Time:	9:42:05 AM		

<u>Date/Time</u>	<u>Transaction Type</u>	<u>Amount</u>	<u>Ref#</u>	<u>Payment#</u>	<u>Balance</u>
5/12/2008 6:02:22 PM	Phone Withdrawal	(\$5.00)	TFN0512		\$0.42
5/12/2008 9:51:02 AM	Payroll - IPP	\$5.25	HIPP0408		\$5.42
4/13/2008 11:46:39 AM	Phone Withdrawal	(\$3.00)	TFN0413		\$0.17
4/10/2008 7:22:00 PM	Sales	(\$53.05)	127		\$3.17
4/10/2008 9:06:19 AM	Payroll - IPP	\$5.25	HIPP0308		\$56.22
4/9/2008 8:05:16 PM	Western Union	\$50.00	33313808		\$50.97
4/8/2008 5:54:07 PM	Phone Withdrawal	(\$5.00)	TFN0408		\$0.97
4/6/2008 1:52:27 PM	Phone Withdrawal	(\$5.00)	TFN0406		\$5.97
4/4/2008 12:12:33 PM	Phone Withdrawal	(\$5.00)	TFN0404		\$10.97
3/29/2008 12:31:55 PM	Phone Withdrawal	(\$5.00)	TFN0329		\$15.97
3/28/2008 5:33:14 PM	Phone Withdrawal	(\$5.00)	TFN0328		\$20.97
3/25/2008 6:00:50 PM	Phone Withdrawal	(\$3.00)	TFN0325		\$25.97
3/24/2008 11:18:25 AM	Phone Withdrawal	(\$2.00)	TFN0324		\$28.97
3/23/2008 9:18:51 AM	Phone Withdrawal	(\$3.00)	TFN0323		\$30.97
3/23/2008 7:55:06 AM	Phone Withdrawal	(\$2.00)	TFN0323		\$33.97
3/22/2008 8:53:01 AM	Phone Withdrawal	(\$9.00)	TFN0322		\$35.97
3/22/2008 8:48:24 AM	Phone Withdrawal	(\$3.00)	TFN0322		\$44.97
3/21/2008 6:52:49 PM	Phone Withdrawal	(\$3.00)	TFN0321		\$47.97
3/16/2008 6:24:00 PM	Phone Withdrawal	(\$10.00)	TFN0316		\$50.97
3/15/2008 12:37:30 PM	Phone Withdrawal	(\$8.00)	TFN0315		\$60.97
3/15/2008 12:23:51 PM	Phone Withdrawal	(\$3.00)	TFN0315		\$68.97
3/12/2008 5:32:12 PM	Sales	(\$43.35)	15		\$71.97
3/11/2008 9:47:44 PM	Phone Withdrawal	(\$4.00)	TFN0311		\$115.32
3/11/2008 4:50:58 PM	Phone Withdrawal	(\$2.00)	TFN0311		\$119.32
3/9/2008 8:04:46 AM	Phone Withdrawal	(\$10.00)	TFN0309		\$121.32
3/9/2008 8:00:13 AM	Phone Withdrawal	(\$3.00)	TFN0309		\$131.32
3/8/2008 11:13:30 AM	Phone Withdrawal	(\$5.00)	TFN0308		\$134.32
3/8/2008 8:29:48 AM	Phone Withdrawal	(\$2.00)	TFN0308		\$139.32
3/7/2008 2:45:02 PM	Payroll - IPP	\$5.25	HIPP0208		\$141.32
3/7/2008 2:44:56 PM	Payroll - IPP	\$5.25	HIPP0208		\$136.07
3/6/2008 6:04:25 PM	Western Union	\$130.00	33311408		\$130.82
2/28/2008 5:21:33 PM	Phone Withdrawal	(\$2.00)	TFN0228		\$0.82
2/26/2008 10:31:58 AM	Phone Withdrawal	(\$2.00)	TFN0226		\$2.82
2/24/2008 1:16:21 PM	Phone Withdrawal	(\$2.00)	TFN0224		\$4.82
2/23/2008 12:38:09 PM	Phone Withdrawal	(\$3.00)	TFN0223		\$6.82
2/23/2008 8:15:27 AM	Phone Withdrawal	(\$3.00)	TFN0223		\$9.82
2/21/2008 7:03:48 PM	Sales	(\$58.00)	88		\$12.82
2/19/2008 11:04:04 AM	Western Union	\$50.00	33310208		\$70.82
2/18/2008 11:03:43 AM	Phone Withdrawal	(\$4.00)	TFN0218		\$20.82
2/17/2008 5:52:35 PM	Phone Withdrawal	(\$2.00)	TFN0217		\$24.82
2/16/2008 1:57:46 PM	Phone Withdrawal	(\$2.00)	TFN0216		\$26.82
2/12/2008 1:23:36 PM	Phone Withdrawal	(\$2.00)	TFN0212		\$28.82
2/9/2008 2:31:35 PM	Phone Withdrawal	(\$7.00)	TFN0209		\$30.82
2/6/2008 5:08:28 PM	Phone Withdrawal	(\$3.00)	TFN0206		\$37.82
2/1/2008 2:46:15 PM	Phone Withdrawal	(\$3.00)	TFN0201		\$40.82
2/1/2008 7:52:18 AM	Phone Withdrawal	(\$2.00)	TFN0201		\$43.82
1/31/2008 7:52:34 PM	Phone Withdrawal	(\$5.00)	TFN0131		\$45.82
1/31/2008 7:02:03 PM	Phone Withdrawal	(\$5.00)	TFN0131		\$50.82
1/30/2008 4:47:52 PM	Phone Withdrawal	(\$3.00)	TFN0130		\$55.82
1/26/2008 8:56:25 AM	Phone Withdrawal	(\$5.00)	TFN0126		\$58.82

1 2 3

All Transactions

Inmate Reg #: 25694038
Inmate Name: ORTIZ-PEREZ, JOSE
Report Date: 08/29/2008
Report Time: 9:42:48 AM

Current Institution: La Tuna FC1
Housing Unit: LAT-F-A
Living Quarters: F03-112U

<u>Date/Time</u>	<u>Transaction Type</u>	<u>Amount</u>	<u>Ref#</u>	<u>Payment#</u>	<u>Balance</u>
1/25/2008 4:52:22 PM	Phone Withdrawal	(\$2.00)	TFN0125		\$63.82
1/24/2008 6:53:10 PM	Sales	(\$4.10)	99		\$65.82
1/24/2008 6:51:23 PM	Sales	(\$46.70)	97		\$69.92
1/23/2008 10:53:57 AM	Phone Withdrawal	(\$2.00)	TFN0123		\$116.62
1/22/2008 6:31:07 PM	Phone Withdrawal	(\$2.00)	TFN0122		\$118.62
1/19/2008 10:29:09 PM	Phone Withdrawal	(\$4.00)	TFN0119		\$120.62
1/17/2008 5:42:53 PM	Phone Withdrawal	(\$3.00)	TFN0117		\$124.62
1/17/2008 1:40:12 PM	Phone Withdrawal	(\$3.00)	TFN0117		\$127.62
1/16/2008 6:19:49 PM	Sales	(\$110.20)	53		\$130.62
1/14/2008 5:09:03 PM	Western Union	\$100.00	33307608		\$240.82
1/12/2008 5:48:13 PM	Phone Withdrawal	(\$5.00)	TFN0112		\$140.82
1/12/2008 9:04:09 AM	Phone Withdrawal	(\$2.00)	TFN0112		\$145.82
1/11/2008 11:15:18 AM	Phone Withdrawal	(\$3.00)	TFN0111		\$147.82
1/10/2008 6:02:50 PM	Phone Withdrawal	(\$4.00)	TFN0110		\$150.82
1/9/2008 5:04:52 PM	Western Union	\$150.00	33307308		\$154.82
1/3/2008 6:43:50 PM	Sales	(\$38.60)	74		\$4.82
1/2/2008 7:49:03 AM	Phone Withdrawal	(\$2.00)	TFN0102		\$43.42
12/31/2007 7:41:45 PM	Phone Withdrawal	(\$2.00)	TFN1231		\$45.42
12/31/2007 11:19:52 AM	Phone Withdrawal	(\$3.00)	TFN1231		\$47.42
12/30/2007 6:22:34 PM	Phone Withdrawal	(\$6.00)	TFN1230		\$50.42
12/29/2007 7:24:59 PM	Phone Withdrawal	(\$4.00)	TFN1229		\$56.42
12/28/2007 6:02:44 PM	Phone Withdrawal	(\$4.00)	TFN1228		\$60.42
12/22/2007 3:33:07 AM	Transfer - In from TRUFACS	\$64.42	TX122207		\$64.42
10/26/2007 4:05:16 AM	Transfer - Out to TRUFACS	\$0.00	TX102607		\$0.00

1 2 3